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365/801

08/440644

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: CHEMPLEX-3 CON

Anticipated Classification of this application:

Class: _____ Subclass: _____ 3/a

Prior Application:

Examiner: NCGLASHEN, M. Art Unit: 1809 M.G.J. 7/17/95

COMMISSIONER OF PATENTS AND TRADEMARKS
WASHINGTON, D.C. 20231

SIR:

This is a request for filing a:

☒ Continuation

☐ Divisional

application under 37 CFR 1.60, of pending prior application Serial No. 08/292,058, filed on August 17, 1994 for APPARATUS FOR TRIMLESS SAMPLE CUP USED IN X-RAY SPECTROSCOPY.

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.
2. ☐ Prepare a copy of the prior application.
- 3a. ☒ This is an application of a small entity under 37 CFR 1.9(f), and the amount shown below in parentheses apply. A copy of the verified statement(s) filed in the prior application is enclosed.
- b. ☒ The filing fee is calculated below:

Claims Appearing in the Prior Application,
Less any Claims Canceled by Amendment Below

For	Number Filed	Extra	Number Rate	Basic Fee
Basic Fee				\$730 (\$365)
Total Claims	20	- 20 = 0	x \$22 (\$11)	\$0
Independent Claims	3	- 3 = 0	x \$76 (\$38)	
Total Filing Fee				\$365.00

4. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 16-2131. A duplicate copy of this sheet is enclosed.
5. ☒ A check in the amount of \$ 365.00 is enclosed.
6. ☒ Cancel in this application original Claims 1-20 of the prior application before calculating the filing fee.
7. ☒ Amend the specification by inserting before the first line the sentence: This is a [X] Continuation,
[] Divisional, of application Serial No. 08/292,058, filed August 17, 1994.
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8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
- 8a. ☒ Informal drawings are enclosed.
9. ☐ Priority of application Serial No. _____ filed on _____ is claimed under 35 U.S.C. §119.
- 9a. ☐ The certified copy has been filed in prior application Serial No. _____ filed on _____.
10. ☒ The prior application is assigned of record to CHEMPLEX INDUSTRIES, INC.
11. ☒ The power of attorney in the prior application is to Arthur L. Plevy.
- ☒ The power appears in the original papers in the prior application.
- ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- ☒ Address all future communications to:
Plevy & Associates
P.O. Box 1366
Edison, NJ 08818-1366
12. ☒ A Preliminary Amendment is enclosed.
13. ☒ IDS, PTO 1449 - 14 references.
14. ☒ Express Mail Certification Label No. TB658420334US
15. ☒ I hereby verify that the attached papers are a true copy of prior application Serial No. 08/292,058 as originally filed on August 17, 1994.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

PLEVY & ASSOCIATES

By

ARTHUR L. PLEVY,

Reg. No. 24,277

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ALP/tmd